

Attorney Docket No.: 224797US36

BOX TTAB NO FEE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

THE SERVICEMASTER COMPANY,

Opposer,

v.

UGI HVAC ENTERPRISES, INC.,

Applicant.

Opposition No.: 125,743

Appln. Serial No. 76/237,328

Opposition No.: 152,104

Appln. Serial No. 76/166,568

Opposition No.: 91/041,147

Registration No. 2,591,190

The Trademark Trial and Appeal Board
 2900 Crystal Drive
 Arlington, VA 22202-3514

DOCKET NO:	224797US36
DOCKETING:	<i>[Signature]</i>
DEPT. DKT:	<i>[Signature]</i>
DUE DATE:	Disc. date 11/6/04
ATTENTION TO:	Cathy Summerill

MOTION TO EXTEND DISCOVERY
AND TRIAL DATES (WITH CONSENT)

Opposer, The ServiceMaster Company, through its undersigned counsel, hereby moves to extend the discovery and trial dates in the above-captioned proceedings for a period of three months, as follows:

THE PERIOD FOR DISCOVERY TO CLOSE:

November 6, 2004

Testimony period for the party in
 position of plaintiff to close
 (opening thirty days prior thereto)

(K 5-05)

February 4, 2005

Testimony period for the party in
 position of defendant to close
 (opening thirty days prior thereto)

(J 6-05)

April 5, 2005

Rebuttal testimony period to close
 (opening fifteen days prior thereto)

(5-5-05)

May 20, 2005

This extension was discussed with and agreed to by Barbara Delaney, counsel for Applicant, during a telephone discussion with Jay Hines, undersigned counsel for Opposer, on July 1, 2004.

Respectfully submitted,

THE SERVICEMASTER COMPANY

By: 

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Date: July 8, 2004

PJH/cds (I:\ATTY\PJH\3165-224797US-MT4.DOC)

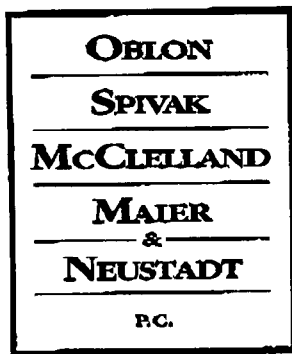
CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing **MOTION TO EXTEND DISCOVERY AND TRIAL DATES (WITH CONSENT)** was served on counsel for Applicant, this 8th day of July, 2004, by sending same via First Class mail, postage prepaid.

to:

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PATENT, TRADEMARK AND COPYRIGHT LAW
AND RELATED FEDERAL AND ITC LITIGATION

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Opposition No. 91/125,743
Opposition No. 91/152,104
Cancellation No. 92/041,147

Dear Ms. Dunn:

Attached please find a copy of Motion to Extend Discovery and Trial Dates for Opposition Nos. 125,743 and 152,104; Cancellation No. 91/041,147 filed with the TTAB on July 8, 2004.

As I mentioned in my recent voicemail, this pleading does not appear on TTAB View in any of the three above referenced proceedings. The proceedings were consolidated by Order of July 8, 2003, issued in Opposition No. 91/125,743.

Please call me at (703) 412-6464 if I can be of assistance.

Thank you,

Amy S. Cahill

FACSIMILE

PLEASE CALL US AT (703) 413-3000 IF THE MESSAGE YOU RECEIVE IS INCOMPLETE OR NOT LEGIBLE

TO		Ms. Elizabeth Dunn	September 15, 2004
NAME		United States Patent and Trademark Office	DATE
		Trademark Trial and Appeal Board	703-308-9333
COMPANY/FIRM			FAX #
NUMBER OF PAGES INCLUDING COVER: 5			CONFIRM FAX: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
FROM		Amy S. Cahill	224797US-244183-3165-36
NAME		703-412-6464	OUR REFERENCE
DIRECT PHONE #			YOUR REFERENCE

MESSAGE

Unless otherwise indicated or obvious from the nature of the transmittal, the information contained in this facsimile message is attorney privileged and confidential information intended for the use of the individual or entity named above. If the reader of this message is not the intended recipient or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error or are not sure whether it is privileged, please immediately notify us by telephone and return the original message to us at the above address via the U.S. Postal Service at our Expense. Thank You.

TTAB

OSMM&N File No. 224797US36By: PJH/cdsOpposition No.: 125,743 and 152,104; Cancellation No. 91/041,147Applicant: THE SERVICEMASTER COMPANYMatter: THE SERVICEMASTER COMPANY v. UGI HVAC ENTERPRISES, INC.Class(es): 35

Due Date: 8/6/04

The following have been received in the U.S. Patent and Trademark Office on the date stamped hereon:

- ☒ Motion to Extend Discovery and Trial Dates for Opposition Nos. 125,743 and 152,104; Cancellation No. 91/041,147

**FILING RECEIPT**